



Dan Skopec  
Agency Secretary  
Cal/EPA



## Department of Toxic Substances Control

Maureen F. Gorsen, Director  
700 Heinz Avenue, Suite 200  
Berkeley, California 94710-2721



Arnold Schwarzenegger  
Governor

May 26, 2006

To Whom It May Concern:

### **NOTICE OF FINAL HAZARDOUS WASTE FACILITY PERMIT DECISION**

In accordance with the requirements of California Code of Regulations (CCR), title 22, section 66271.14, the Department of Toxic Substances Control (DTSC) is issuing this Notice of Final Hazardous Waste Facility Permit Decision (Notice) for the following facility:

General Chemical – Bay Point Works  
501 Nichols Road  
Bay Point, California 94565  
Contra Costa County

General Chemical manufactures high purity acids for the electronic manufacturing industry. During the course of acid manufacturing General Chemical rinses tanks with water and generates wastewaters that are hazardous wastes. General Chemical stores these wastewaters in sumps and tanks that require a permit from DTSC.

On September 30, 2005 DTSC informed the public of a 45-day public comment period on the draft permit and California Environmental Quality Act (CEQA) draft Negative Declaration. That comment period ran from September 30, 2005 through November 14, 2005. A public hearing was not planned during that initial public comment period. During that initial public comment period, members of the community requested that a public hearing be held. DTSC extended the public comment period until December 22, 2005. A public hearing was held on December 15, 2006 in Bay Point at the Pittsburg Baptist Church which is located in the City of Bay Point. Prior to the public hearing some members of the community expressed a concern that the DTSC's documents at the River View Middle School public library were not available at the reference desk. Due to an internal communication error at that school the documents which DTSC had given to the school administrative office had not been transferred to the reference desk at the library. In order to accommodate the public, DTSC extended the public comment period again to January 6, 2006. DTSC held a public hearing on December 15, 2005 at which oral testimony was received.

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Public comments were also received during the public hearing and by electronic and postal mail. DTSC has prepared a Response to the Comments document and made changes to the Draft Permit. A copy of the Response to Comments documents has been sent to each commenter. The Response to Comments document, the DTSC memorandum to file listing the revisions made to the Draft Permit in response to public comments, and a marked up version of the Final Permit showing all changes from the draft to final permit, are available to the public at the repositories listed at the end of this Notice.

In its role as a Lead Agency under the provisions of the CEQA, DTSC prepared an Initial Study to evaluate the environmental impacts that the project poses. DTSC determined that there is no significant impact to the environment based on the Initial Study. DTSC prepared a Negative Declaration to document these findings. In response to public comments, DTSC made minor revisions to the CEQA Initial Study but its conclusions have not changed. DTSC will file a CEQA Notice of Determination (NOD) with the Office of Planning and Research.

Within 30 days after a final permit decision has been issued under section 66271.14, any person who filed comments on that draft permit or participated in the public hearing may petition the Department to review any conditions of the permit decision. Any person who failed to file comments or failed to participate in the public hearing on the draft permit may petition for administrative review only to the extent of the changes from the draft to the final permit decision. The 30-day period within which a person may request review under section 66271.18 begins with the service of notice of the Department's action unless a later date is specified in that notice. The petition shall include a statement of the reasons supporting that review, including a demonstration that any issues being raised were raised during the public comment period (including any public hearing) to the extent required by these regulations and when appropriate, a showing that the condition in question is based on:

1. A finding of fact or conclusion of law which is clearly erroneous, or
2. An exercise of discretion or an important policy consideration which the Department should, in its discretion, review.

A petition must be postmarked no later than June 30, 2006, and must be submitted to:

Watson Gin, Deputy Director  
Hazardous Waste Management Program  
Department of Toxic Substances Control  
P.O. Box 806  
Sacramento, California 95812-0806

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A copy of the petition should also be sent to:

Mohinder S. Sandhu, P.E., Chief  
Standardized Permitting and Corrective Action Branch  
700 Heinz Avenue  
Berkeley, California 94710

A copy of the complete administrative record for this permit decision is available for review at:

Department of Toxic Substances Control  
700 Heinz Avenue, Suite 200  
Berkeley, California 94710  
Contact: Ms. Lule Varela at (510) 540-3800 for an appointment

Copies of the Final Permit, Response to Comments, DTSC memorandum to file listing the revisions made to the Draft Permit, and CEQA Notice of Determination are also available for review at:

Bay Point Library  
Riverview Middle School  
Bay Point, CA  
(925) 458-3216 Call for hours

Ambrose Community Center  
3105 Willow Pass Road  
Bay Point, CA  
(925) 458-1601

These documents are also available at DTSC website:  
[http://www.dtsc.ca.gov/HazardousWaste/Projects/General\\_Chemical.cfm](http://www.dtsc.ca.gov/HazardousWaste/Projects/General_Chemical.cfm)

DTSC would like to thank everyone who participated in this permitting process. Please bring this notice to the attention of all persons whom you know would be interested in this matter. If you any questions, please contact Mr. Waqar Ahmad of my staff at (510) 540-3932 or [wahmad@dtsc.ca.gov](mailto:wahmad@dtsc.ca.gov)

//Signed By//

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Mohinder S. Sandhu, P.E., Chief  
Standardized Permitting and Corrective Action Branch  
Hazardous Waste Management Program

5/26/06  
Date: